**REMARKS**

Claims 41, 42 and 44-80 presently appear in this case. The present communication is responsive to a restriction requirement dated February 23, 2005. Nonelected claims have now been deleted so that only elected claims remain in the case. Prompt consideration on the merits of the elected claims, and allowance thereof, is respectfully urged.

The examiner has required restriction between:

Group I, including claims 10, 12 and 15-18, drawn to a method for therapeutic treatment to induce G-CSF production or secretion in a subject in need thereof by administering to the subject an amount of A3RAg; and

Group II, including claims 41-42 and 44-80, drawn to a method to treat abnormal cell proliferation in a subject in need thereof by administering to the subject an amount of A3RAg.

Applicant hereby elects the claims of Group II. All of the claims of Group I have now been deleted without prejudice toward the continuation of prosecution thereof in a continuing application. Accordingly, continuation of prosecution of the elected claims and indication of allowability thereof in view of applicant's responses to the previous substantive rejection thereof is respectfully urged.

It is hereby requested that applicant's supplemental amendment of July 21, 2004, and second supplemental response of November 22, 2004, be entered and considered prior to further action by the examiner on the merits. Regardless of



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the formal propriety of these supplemental responses, they are now permissible in response to the new official action of February 23, 2005. Accordingly, if they have not previously been entered, they should be considered to be incorporated by reference herein and considered as part of the present response. Applicant assumes, however, that its requests to have the previous supplemental amendments entered in accordance with 37 C.F.R. §1.11(a)(2) have been granted and they are already of record in this case.

It is submitted that that all the claims now present in the case clearly define over the references of record and fully comply with 35 U.S.C. §112, and are all drawn to a single elected invention. Reconsideration and allowance are therefore earnestly solicited.

Respectfully submitted,

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March 9, 2005
Date



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